

IN THE HIGH COURT OF JUDICATURE AT BILASPUR (C.G.)**WRIT PETITION NO. 2555/2006****PETITIONER.**

P.R. No. 2619/06
 Presented by Shri. Anand Desai
 dated 11/5/06

✓ M. K. Joshi, S/o. Late Shri Himmat Lal Joshi, aged about 56 years, Occupation – Govt. Servant, presently working as Mining Inspector & Incharge Assistant Mining Officer, O/o. Collector, Raigarh [C.G.]

VERSUS**RESPONDENTS**

- ✓ 1. State of Chhattisgarh, through Its Secretary, Department of Mines & Mineral Resources, Mantralaya, D.K.S. Bhawan, Raipur [C.G].
- ✓ 2. Director, Directorate of Geology & Mining Chhattisgarh, Sonakhan Bhawan, Ring Road, No.1, Village Puraina, P.O. Ravigram, Raipur [C.G.]

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 CLERK to A. G. BILASPUR

WRIT PETITION UNDER ARTICLE 226/227 OF THE CONSTITUTION OF INDIA FOR ISSUANCE OF WRIT IN NATURE OF CERTIORARI, MANDAMUS, PROHIBITION AND OTHER SUITABLE WRIT OR WRITS, DIRECTION OR DIRECTIONS, ORDER OR ORDERS:

XI-HC-78

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

मामला क्रमांक

W.P.No. 2565/06 सन् 200

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आदेश पत्रक (पूर्वानुबद्ध)

आदेश का दिनांक तथा आदेश क्रमांक	हस्ताक्षर सहित आदेश	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश
	12-5-2006 Shri Ashish Shrivastava, counsel for the petitioner. Shri Satish Gupta, Deputy Govt. Advocate for the State/ respondents. Heard both the counsel. The case of the petitioner is that he was appointed as Mining Inspector vide order dated 3-8-76 on probation for a period of 2 years. Vide order dated 21-2-81 the petitioner was communicated that he will be confirmed as and when permanent post will be available. The petitioner was at S. No.6 in the gradation list which was issued in the year 1992. The petitioner was granted scale promotion vide order dated 23-4-2002 after completion of 24 years of service. Earlier on completion of 12 years service he was granted first scale promotion. However, later on, the persons junior to the petitioner were promoted to the post of Assistant Mining Officer ignoring the claim of the petitioner. Learned counsel for the petitioner submitted that when the petitioner came to know about the illegality he moved representation on 14.9.2004, (Annexure-P/8), thereafter again on 16.11.2005 (Annexure-P/10), thereafter again on 9.12.2005 (Annexure-P/11) and again on 10.2.2006 (Annexure-P/14), but none of the representations of the petitioner has been decided, therefore, respondent No.1 be directed to decide the representation to which learned counsel for respondents has no objection. Having heard learned counsel for the parties and having regard to the facts and circumstances of the case, prayer made by learned counsel for the petitioner is just, fair and reasonable, therefore, respondent No.1 is directed to decide representation of the petitioner within a period of 3	

आदेश पत्रक (पूर्वानुबद्ध)

आदेश का दिनांक तथा आदेश क्रमांक	हस्ताक्षर सहित आदेश - 2	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश
Baruef	months after considering the claim of the petitioner, in accordance with law. With the direction aforesaid, the petition stands disposed of. Consequently, M.(W.)P. No.1918/2006 and I.A. No.4986/2006 also stand disposed of. Parties are entitled for certified copy of this order.	Sd/- L.C.Bhadoo Judge